

HB1103_L.001

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Transportation & Energy.HB13-1103 be amended as follows:

1 Amend printed bill, page 2, line 5, strike "**revenue.**" and substitute
 2 "**revenue - repeal.** (1) (a)".

3 Page 2, line 11, strike "tax, AND EXCEPTING THOSE" and substitute "tax.".

4 Page 2, strike lines 12 and 13 and substitute:

5 "(b) THIS SUBSECTION (1) IS REPEALED EFFECTIVE UPON THE
 6 RECEIPT BY THE REVISOR OF STATUTES OF THE WRITTEN NOTICE FROM THE
 7 DIRECTOR OF THE PUBLIC UTILITIES COMMISSION REQUIRED PURSUANT TO
 8 PARAGRAPH (b) OF SUBSECTION (2) OF THIS SECTION.

9 (2) (a) ON MARCH 1 OF EACH YEAR, THE PUBLIC UTILITIES
 10 COMMISSION SHALL FURNISH THE EXECUTIVE DIRECTOR OF THE
 11 DEPARTMENT OF REVENUE WITH A LIST OF THOSE PUBLIC UTILITIES
 12 SUBJECT TO ITS JURISDICTION, SUPERVISION, AND REGULATION ON
 13 JANUARY 1 OF EACH YEAR. THE PROVISIONS OF THIS SUBSECTION (2)
 14 SHALL NOT APPLY TO:

15 (I) MOTOR CARRIERS SUBJECT TO THE PASSENGER-MILE TAX
 16 IMPOSED BY SECTIONS 42-3-304 TO 42-3-306, C.R.S., SO LONG AS THE
 17 COST OF REGULATION OF SUCH MOTOR CARRIERS IS DEFRAID FROM THE
 18 PROCEEDS OF SUCH PASSENGER-MILE TAX; AND

19 (II) RAILFIXED GUIDEWAY SYSTEMS THAT ARE REGULATED BY THE
 20 PUBLIC UTILITIES COMMISSION PURSUANT TO PART 1 OF ARTICLE 18 OF
 21 THIS TITLE.

22 (b) THE DIRECTOR OF THE PUBLIC UTILITIES COMMISSION SHALL
 23 PROVIDE WRITTEN NOTICE TO THE REVISOR OF STATUTES ONCE THE
 24 FEDERAL GRANT MONEYS MADE AVAILABLE UNDER THE "MOVING AHEAD
 25 FOR PROGRESS IN THE 21ST CENTURY ACT", 49 U.S.C. SEC. 5329, HAVE
 26 BEEN AWARDED TO THE STATE. THIS SUBSECTION (2) TAKES EFFECT UPON
 27 THE RECEIPT BY THE REVISOR OF STATUTES OF SUCH WRITTEN NOTICE."

28 Page 3, line 9, strike "**fees.**" and substitute "**fees - repeal.** (1) (a)".

29 Page 3, strike lines 11 through 21 and substitute:

30 "by the commission for its administrative expenses under this article,
 31 including any additional FTE that may be necessary. The commission
 32 shall assess fees in amounts that, in the aggregate, equal the



1 administrative expenses. Such fees shall be assessed against the operators
2 of all rail fixed guideway systems operating within the state, and shall be
3 apportioned on the basis of the rail miles of each system in proportion to
4 the total rail miles of all systems. All fees collected under this section
5 shall be remitted to the state treasurer, who shall credit the same to the
6 public utilities commission fixed utility fund created pursuant to section
7 40-2-114.

8 (b) THIS SUBSECTION (1) IS REPEALED EFFECTIVE UPON THE
9 RECEIPT BY THE REVISOR OF STATUTES OF THE WRITTEN NOTICE FROM THE
10 DIRECTOR OF THE PUBLIC UTILITIES COMMISSION REQUIRED PURSUANT TO
11 PARAGRAPH (b) OF SUBSECTION (2) OF THIS SECTION.

12 (2) (a) AT EACH REGULAR SESSION, THE GENERAL ASSEMBLY
13 SHALL DETERMINE THE AMOUNTS TO BE EXPENDED BY THE COMMISSION
14 FROM THE PUBLIC UTILITIES COMMISSION FIXED UTILITY FUND CREATED IN
15 SECTION 40-2-114 FOR ITS ADMINISTRATIVE EXPENSES UNDER THIS
16 ARTICLE, INCLUDING ANY ADDITIONAL FTE THAT MAY BE NECESSARY.

17 (b) THE DIRECTOR OF THE PUBLIC UTILITIES COMMISSION SHALL
18 PROVIDE WRITTEN NOTICE TO THE REVISOR OF STATUTES ONCE THE
19 FEDERAL GRANT MONEYS MADE AVAILABLE UNDER THE "MOVING AHEAD
20 FOR PROGRESS IN THE 21ST CENTURY ACT", 49 U.S.C. SEC. 5329, HAVE
21 BEEN AWARDED TO THE STATE. THIS SUBSECTION (2) TAKES EFFECT UPON
22 THE RECEIPT BY THE REVISOR OF STATUTES OF SUCH WRITTEN NOTICE."

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